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FWC

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Cox et al.

Examiner in immediately preceding
parent case: Blyveis, D.

Serial No.: unknown

Anticipated Group Art Unit: 3306

Filed: August 11, 1997

For: PERFUSION BALLOON ANGIOPLASTY CATHETER

Docket No.: 33019/138/103

TRANSMITTAL SHEET

The Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

CERTIFICATE UNDER 37 C.F.R. 1.10: The undersigned hereby certifies that this paper or papers, as described herein, are being deposited in the United States Postal Service, "Express Mail Post Office to Addressee" having an Express Mail mailing label number of EM020714641US, in an envelope address to: Assistant Commissioner for Patents, Washington, D.C., 20231 on this 11th day of August, 19 97.

By Lisa A. Dahline
Lisa A. Dahline

We are transmitting herewith the attached Patent Application including the following:

- [] _____ sheet(s) of specification.
- [] _____ claim(s).
- [] _____ sheet(s) of Abstract.
- [] _____ sheet(s) of formal/informal drawings.
- [] Executed/unexecuted Declaration and Power of Attorney.
- [] A verified statement(s) to establish small entity status under 37 C.F.R. 1.9 and/or 1.27 is enclosed.
- [] An Assignment of the invention to _____ is being filed contemporaneous with this patent application.
- [] A certified copy of a _____ application, serial no. _____, filed _____, 19____, the right of priority of which is claimed under 35 U.S.C. 119.

CLAIMS AS FILED						
	(1)	(2)	SMALL ENTITY		OTHER	
FOR:	# FILED	# EXTRA	Rate	Fee	Rate	Fee
BASIC FEE				\$385		\$770
TOTAL CLAIMS	12-20 =		x11=	\$	x22=	\$
INDEPENDENT CLAIMS	4 -3 =	1	x40=	\$	x80=	\$80
() MULTIPLE DEPENDENT CLAIM PRESENTED			+130=	\$	+260=	\$
TOTAL			\$		\$850.00	

*If the difference in Column (1) is less than zero, enter "0" in Column 2.

[XXXX] Other File Wrapper Continuing Application (FWC) under 37 CFR §1.62

[XXXX] A check in the amount of \$ 850.00 is enclosed.

[XXXX] Please charge any deficiencies or credit any overpayment in the enclosed fees to Deposit Account No. 14-0620.

By:

Glenn M. Seager

Reg. No. 36,926

Glenn M. Seager
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parent case: Blyveis, D.

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Anticipated Group Art Unit: 3306

Filed: August 11, 1997

For: PERFUSION BALLOON ANGIOPLASTY CATHETER

FILE WRAPPER CONTINUING APPLICATION (FWC) 37 CFR 1.62)

Box FWC
Honorable Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Dear Sir:

I. This is a request for a filing under the file wrapper continuing application procedure, 37 CFR 1.62, for a continuation of prior complete application Serial No. 08/612,061, filed on March 7, 1996.

1. Title, as originally filed, PERFUSION BALLOON ANGIOPLASTY CATHETER, and as last amended, _____

CERTIFICATE OF MAILING (37 CFR 1.10)

I hereby certify that this FWC transmittal and the documents referred to as being attached therein are being deposited with the United States Postal Service on this date August 11, 1997 in an envelope as "Express Mail Post Office to Addressee" mailing Label Number EM020714641US addressed to the: Commissioner of Patents and Trademarks, Box FWC, Washington, D.C. 20231.

Date:

August 11, 1997

Lisa A. Dahling

(Type or print name of person mailing paper)

(Signature of person mailing paper)

	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
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3	3	6	9	12	15	18	21	24	27	30	33	36	39	42	45	48	51	54	57	60	63	66	69	72	75	78	81	84	87	90	93	96	99	102	105	108	111	114	117	120	123	126	129	132	135	138	141	144	147	150	153	156	159	162	165	168	171	174	177	180	183	186	189	192	195	198	201	204	207	210	213	216	219	222	225	228	231	234	237	240	243	246	249	252	255	258	261	264	267	270	273	276	279	282	285	288	291	294	297	300
4	4	8	12	16	20	24	28	32	36	40	44	48	52	56	60	64	68	72	76	80	84	88	92	96	100	104	108	112	116	120	124	128	132	136	140	144	148	152	156	160	164	168	172	176	180	184	188	192	196	200	204	208	212	216	220	224	228	232	236	240	244	248	252	256	260	264	268	272	276	280	284	288	292	296	300																									
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Full name of fifth or joint inventor Brooke Q. Ren

Residence Champlin, Minnesota

Citizenship China

Post Office Address 13281 Yorktown Lane

Champlin, Minnesota 55316

The above application is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

It is understood that secrecy under 35 U.S.C. 122 is hereby waived to the extent that, if information or access is available to any one of the applications in the file wrapper of a 37 CFR 1.62 application, be it either this application or a prior application in the same file wrapper, the PTO may provide similar information or access to all the other applications in the same file wrapper.

II. Inventorship Statement

This application discloses and claims only subject matter disclosed in the prior application whose particulars are set out above, and the inventors in this application are the same.

III. Declaration or Oath

Continuation - none required, as such was filed in the parent case identified above.

IV. Identification of Claims for Further Prosecution

The fees to be charged are to be based on the number of claims remaining as a result of the:

the unentered amendment filed under 37 CFR §1.116 in the prior application, which is now repeated.

V. Fee Calculation

CLAIMS FOR FEE CALCULATION			
Number Filed	Number Extra	Rate	Basic Fee \$770.00
Total Claims 12-20=	0 X	\$ 22.00	0
Independent Claims 4-3=	1 X	\$ 80.00	\$80.00
Multiple dependent claims, if any		\$260.00	0
___ The fee for extra claims is not being paid at this time.			\$850.00
Filing fee calculation			

VI. Method of Payment of Fees

Attached is a check in the amount of \$ 850.00 .

VII. Authorization to Charge Additional Fees

The Commissioner is hereby authorized to charge the following additional fees which may be required by this paper and during the pendency of this application to Account No. 14-0620.

VIII. Relate Back - 35 U.S.C. 120

Amend the specification at page 1, line 2, by inserting the following:

--This application is a continuation of application Serial No. 08/612,061, filed March 7, 1996, which is a continuation-in-part of application Serial No. 08/441,618, filed May 15, 1995, which in turn is a continuation-in-part of application Serial No. 08/204,733, filed March 2, 1994, now abandoned.--

IX. Power of Attorney

The power of attorney in the prior application is to:

Wayne A. Sivertson, Reg. No. 25,645
Lawrence M. Nawrocki, Reg. No. 29,333
John L. Rooney, Reg. No. 28,898
Donald A. Jacobson, Reg. No. 22,308
David M. Crompton, Reg. No. 36,772
Glenn M. Seager, Reg. No. 36,926
Steven E. Dicke, Reg. No. 38,431
Brian N. Tufte, Reg. No. 38,638
Craig F. Taylor, Reg. No. 40,199
Lew Schwartz, Reg. No. 22,067

Address all future communications to:

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NAWROCKI, ROONEY & SIVERTSON, P.A.
Suite 401, Broadway Place East
3433 Broadway Street N.E.
Minneapolis, MN 55413
Tel: (612) 331-1464

X. Abandonment of Prior Application

Please abandon the prior application at a time while the prior application is pending and when this application is granted a filing date so as to make this application copending with said prior application. At the same time, please add the words "now

abandoned" to the amendment to the specification set forth in VIII
above.

XI. Assignment

The prior application is assigned to SciMed Life Systems, Inc.
as recorded in the Patent and Trademark Office on Reel 8049,
Frame 0608.

Date

August 11, 1997 

Glenn M. Seager, Reg. No. 36,926
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